



3738

SEP 04 2013

TRANSMITTAL LETTER			Case No. 659-921
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner Snow, Bruce Edward	Group Art Unit 3738
Inventor(s) Kato et al.			
Title of Invention WAIST ELASTIC SYSTEM WITH IMPROVED ELASTIC DECAY PROPERTIES FOR A TRAINING PANT			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Response to Restriction Requirement and Amendment; and return receipt postcard.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

Applicant claims small entity status. See 37 CFR 1.27.

Petition for a _____ month extension of time.

No additional fee is required.

The fee has been calculated as shown below:

RECEIVED
SEP 08 2003
TECHNOLOGY CENTER 12200

RECEIVED
SEP 08 2003

TECHNOLOGY CENTER AG700

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity		Other Than Small Entity	
		or	
Rate	Add'l Fee	Rate	Add'l Fee
$x \$9 =$		$x \$18 =$	
$x 42 =$		$x \$84 =$	
$+\$140 =$		$+\$280 =$	
Total add'l fee	\$	Total add'l fee	\$

Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ _____. A duplicate copy of this sheet is enclosed.

A check in the amount of \$ ____ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted

Andrew D. Stover
Registration No. 38,629
Attorney for Applicant
Customer No. 00757 - Brinks Hofer Gilson Lionel

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 2, 2003.

Date: September 2, 2003 Signature:



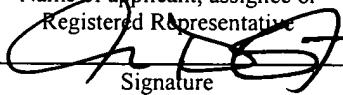
I hereby certify that this correspondence is being deposited with the United States Postal Servicewith sufficient postage as first class mail in an envelope addressed to: MS NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

September 2, 2003

Date of Mailing

ANDREW D. STOVER, Reg. No. 38,629

Name of applicant, assignee or
Registered Representative



Signature

September 2, 2003

Date of Signature

PATENT
Case No. 659-921

RECEIVED
SEP 08 2003

TECHNOLOGY CENTER 2400

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kato, et al.)
Serial No: 10/041,693) Examiner: Snow, Bruce Edward
Filed: January 7, 2002)
For: WAIST ELASTIC SYSTEM WITH) Group Art No: 3738
IMPROVED ELASTIC DECAY)
PROPERTIES FOR A TRAINING PANT)

RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Dear Sir:

In response to the outstanding restriction requirement mailed August 1, 2003, Applicants elect Species 2 of Figure 3. Applicants submit that claims 40-52 are readable on the elected species. Please enter the following amendment in accordance with this election.